

#6

MAY 31 2002  
PATENT & TRADEMARK OFFICE

PATENTS

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hodge et al.

Serial No.: 10/045,439

Filed: November 7, 2001

For: CABLE SPLICE ENCLOSURE  
AND COMPONENTS

Art Unit: 2874

Examiner: Not Yet Assigned

## REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231

May 31, 2002

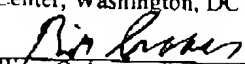
Sir:

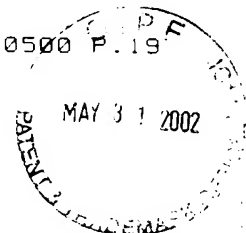
Upon review of the Official Filing Receipt, Applicants request that the U.S. Patent and Trademark Office (PTO) correct the following errors and issue a corrected Official Filing Receipt:

1. Under FILING FEE REC'D, change "0.00" to --775.00--.
2. Under DRAWINGS, change "7" to --10--.
3. Under Domestic Priority data as claimed by Applicant, delete the following:  
"AND CLAIMS BENEFIT OF 60/237,894 10/04/2000  
AND CLAIMS BENEFIT OF 60/244,052 10/26/2000  
AND CLAIMS BENEFIT OF 60/258,837 12/28/2000."
4. Under Title, change "inclosure" to --enclosure--.

A copy of the Official Filing Receipt with the changes marked in red is enclosed. A copy of the stamped return postcard and a copy of our canceled check are also enclosed, evidencing receipt by the U.S. Patent and Trademark Office of the \$775.00 filing fee and 10 drawing sheets.

Thereby certify that this correspondence is being faxed on May 31, 2002, to the Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center, Washington, DC 20231 (fax number 703-746-4060).

  
William O. Isaacs, II- Reg. No. 44,165



Application No. 10/045,439

Applicants respectfully request that the PTO issue a corrected filing receipt including the changes discussed above.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'William O. Isaacs, II'.

William O. Isaacs, II  
Reg. No. 44,165

KING & SPALDING  
45<sup>th</sup> Floor, 191 Peachtree Street, N.E.  
Atlanta, Georgia 30303  
404.572.4600  
K&S Docket No. 08286.105005

MAY 31 2002



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/045,439	11/07/2001	2874	<del>0.00</del> 775.00	08286.105005	10	51	6

CONFIRMATION NO. 4281

## FILING RECEIPT

\*OC000000007773520\*

20786  
KING & SPALDING  
191 PEACHTREE STREET, N.E.  
ATLANTA, GA 30303-1763

Date Mailed: 04/03/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when Inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Ronald L. Hodge, Flowery Branch, GA;  
Paul E. Bebout, Marietta, GA;  
James O. Farmer, Lilburn, GA;

## Assignment For Published Patent Application

Wave7 Optics, Inc., Alpharetta, GA;

## Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/291,953 05/21/2001  
~~AND CLAIMS BENEFIT OF 60/237,884 10/04/2000~~  
~~AND CLAIMS BENEFIT OF 60/244,052 10/20/2000~~  
~~AND CLAIMS BENEFIT OF 60/258,837 12/28/2000~~

## Foreign Applications

If Required, Foreign Filing License Granted 04/02/2002

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: Yes

\*\* SMALL ENTITY \*\*



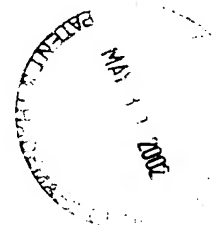
OVER

## Title

Cable splice ~~in enclosure~~ and components  
Enclosure

## Preliminary Class

385



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**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

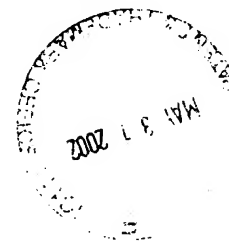
The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



The U.S.P.T.O official mailroom stamp affixed hereto acknowledges receipt of the items listed below.

Applicant Hodge, et al.

Serial No. Unassigned

Title Cable Splice Enclosure and Components

Papers Submitted: Utility Patent Application Transmittal; Fee Transmittal; Specification, 51 Claims, and Abstract - 37 pages; Drawings - 10 sheets; a check for \$775.00; Unexecuted Declaration; and Return Postcard

Attorney WOI/sas  
Date Mailed November 7, 2001  
Docket 08286.105005

Express Mail No. EE108491303US



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ATLANTA, GEORGIA 30303-1768

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ORDER OF

Commissioner for Patents

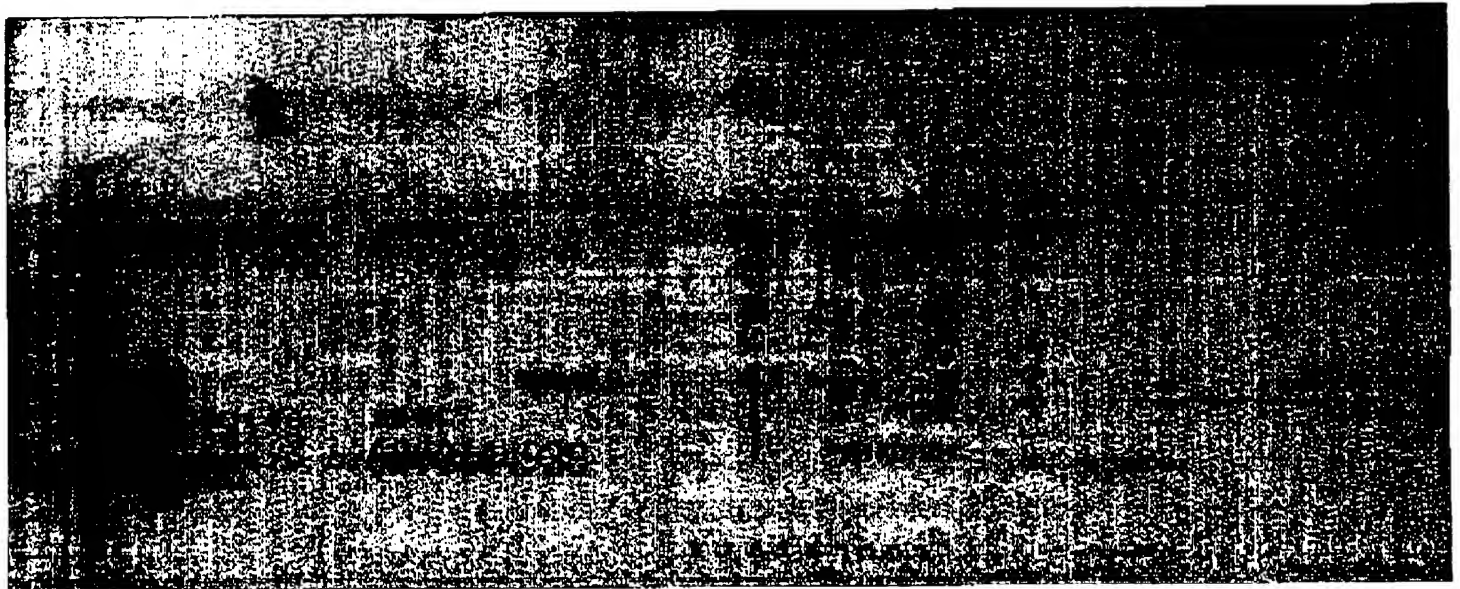
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*Walter Dring*

VOID AFTER 180 DAYS

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⑈0000077500⑈



Account Number	Serial Number	Dollar Amount	Item Status	Image Status	Issue Date	Paid Date
00008800312475	0000315151	\$775.00		Yes	02/05/2002	01/24/2002
CD Volume ID	Sequence Number	Additional Data				
20020205222401	0062144938					

2002

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b>  <i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i>	<i>Title of Invention</i>	Cable Splice Enclosure and Components
	<i>Named Inventor(s)</i>	Ronald L. Hodge, Paul E. Bebout, and James O. Farmer
	<i>Attorney Docket</i>	08286.105005
	<i>Express Mail Label No.</i>	EE108491303US

<b>APPLICATION ELEMENTS</b>		<b>Commissioner for Patents</b> <b>ADDRESS TO:</b> Box Patent Application Washington, D.C. 20231	
<b>1. <input checked="" type="checkbox"/> Fee Transmittal Form</b> <i>(Submit an original, and a duplicate for fee processing)</i> <b>2. <input checked="" type="checkbox"/> Applicant claims small entity status.</b> See 37 CFR 1.27. <b>3. <input checked="" type="checkbox"/> Specification, Claims, and Abstract</b> Total Pages 37 <b>4. <input checked="" type="checkbox"/> Drawings</b> Total Sheets 10 <b>5. <input checked="" type="checkbox"/> Oath or Declaration</b> Total Pages 3 a. <input checked="" type="checkbox"/> Unexecuted (original or copy) b. <input type="checkbox"/> Copy from prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i> (i) <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). <b>6. <input type="checkbox"/> Application Data Sheet.</b> See 37 CFR 1.76. <b>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program</b> <i>(Appendix)</i> <b>8. Nucleotide and/or Amino Acid Sequence Submission</b> <i>(if applicable, all necessary)</i> a. <input type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper c. <input type="checkbox"/> Statement verifying identity of above copies		<b>ACCOMPANYING APPLICATION PARTS</b> <b>9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</b> <b>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement</b> <i>(when there is an assignee)</i> <input type="checkbox"/> Power of Attorney by assignee <b>11. <input type="checkbox"/> English Translation Document</b> <i>(if applicable)</i> <b>12. <input type="checkbox"/> Information Disclosure Statement (IDS)</b> PTO-1449 <input type="checkbox"/> Copies of IDS Citations <b>13. <input type="checkbox"/> Preliminary Amendment</b> <b>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)</b> <i>(Should be specifically itemized)</i> <b>15. <input type="checkbox"/> Certified Copy of Priority Document(s)</b> <b>16. <input checked="" type="checkbox"/> Assignee:</b> Wave7 Optics, Inc. 1075 Windward Ridge Parkway Suite 170 Alpharetta, Georgia 30005 <b>19. <input type="checkbox"/> Other:</b>	
<b>17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:</b> <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No: Prior application information: Examiner: Group/Art Unit:			
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.			
<b>18. CORRESPONDENCE ADDRESS:</b>  William O. Isaacs II, Esq. KING & SPALDING 45 <sup>th</sup> Floor 191 Peachtree Street, N.E. Atlanta, Georgia 30303			
By: <u>Bill Isaacs</u> Reg. No. 44,165 Date: <u>November 7, 2001</u> Telephone: 404.572.4600 Facsimile: 404.572.5145 Customer No. 20786			

Page 1 of 2



## UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/045,439	11/07/2001	Ronald L. Hodge	08286.105005

CONFIRMATION NO. 4281

## FORMALITIES LETTER



\*0000000007773521\*

 20786  
 KING & SPALDING  
 191 PEACHTREE STREET, N.E.  
 ATLANTA, GA 30303-1763

Date Mailed: 04/03/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.

The following item(s) appear to have been omitted from the application:

- Page(s) 3, 13 and 16 of the specification (description and claims).
- Figure(s) 2b, 3 and 4A described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit must be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date must be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above, the application is deemed to be abandoned.

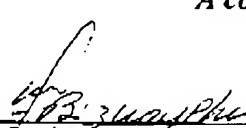




electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

---

*A copy of this notice MUST be returned with the reply.*

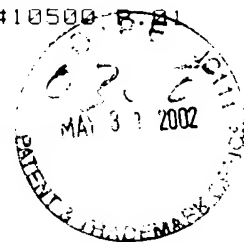
  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

# KING & SPALDING

191 Peachtree Street  
Atlanta, Georgia 30303-1763  
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Facsimile: 404/572-5100  
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## FAX TRANSMITTAL SHEET

May 31, 2002

**TO:** Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
**Fax #:** 703-746-4060  
**Tel. #:**  
**FROM:** William O. Isaacs, II 5658  
**RE:** U.S. Patent Application No. 10/045,439

**Company:** U.S. Patent and Trademark Office  
**City/State:** Washington, DC 20231  
**Our Ref. #:** 08286.105005

NUMBER OF PAGES (including transmittal sheet): 23

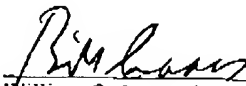
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If transmission problems occur or you are not the intended recipient, please call 404.572.2809 immediately. Thank you.

### Notes/Comments:

- Papers Submitted:
- (1) Petition in Response to the Notice to File Missing Parts of Nonprovisional Application (including a copy of executed Declaration and Power of Attorney (3-Pages); Patent Application Specification Pages 3, 13, and 16 and Figures 2B, 3, and 4A; a copy of the Utility Patent Application Transmittal; a copy of the stamped return receipt postcard; and a copy of the Notice to File Missing Parts of Nonprovisional Application).
  - (2) Request for Corrected Filing Receipt (including a marked-up copy of Official Filing Receipt; a copy of the stamped return receipt postcard; and a copy of Applicants' \$775 canceled check).

  
William O. Isaacs, II  
Reg. No. 44,165

I hereby certify that this correspondence is being faxed on May 31, 2002, to the Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center, Washington, DC 20231 (fax number 703-746-4060).

  
William O. Isaacs, II - Reg. No. 44,165